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16 UNITED STATES OF AMERICA

17 UNITED STATES DISTRICT COURT

18 FOR THE CENTRAL DISTRICT OF CALIFORNIA

19 WESTERN DIVISION

20 UNITED STATES OF AMERICA,) No. CR 07-276-JFW
21 Plaintiff,)
22 v.) OPPOSITION TO DEFENDANT'S
23) PROPOSED ORDER TO CONTINUE
24) SURRENDER
25 ZIAULLAH LALLI,)
26 AHMAD NAJIB WARDAK,)
27 Defendants.)
28 _____)

29 Plaintiff United States of America, by and through its
30 attorney of record, Assistant United States Attorney Janet C.
31 Hudson, hereby submits this opposition to defendant Lalli's
32 proposed order to continue surrender.

33 DATED: May 7, 2010 Respectfully submitted,

34 ANDRÉ BIROTE JR.
35 United States Attorney

36 CHRISTINE C. EWELL
37 Assistant U.S. Attorney
38 Chief, Criminal Division

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40 JANET C. HUDSON
41 Assistant United States Attorney

1 The government notes that the indictment in the instant case
2 was filed over three years ago, on April 11, 2007. Defendant
3 Lalli made his initial appearance on September 10, 2007 and
4 entered his change of plea on December 3, 2007. After numerous
5 continuances, defendant was sentenced approximately two years
6 later, on December 2, 2009, to a term of imprisonment of 18
7 months. Defendant was ordered to surrender by January 12, 2010.
8 The parties stipulated to continue his surrender date to March
9 12, 2010, and then to May 12, 2010. When the government
10 stipulated to the second such continuance, government counsel
11 informed defense counsel that the stipulation was done as a
12 courtesy to defense counsel, and that the government would not be
13 inclined to agree to any further requests for a continuance.

14 The government believes that defendant Lalli has received
15 the appropriate benefit for his cooperation. While there may be
16 no end to the cooperation he could provide, at some point his
17 cooperation must come to an end if he is ever to serve the
18 sentence imposed. That time is now. The government does not
19 believe that a further continuance of the surrender date is
20 justified, and therefore opposes defendant's proposed order for
21 continuance.

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